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February 26, 1992

HOWARD J. BRAUN

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FEB 26 1992

Donna R. Searcy, Secretary
Federal Communications Commission
Washington, D.C. 20554

Federal Communications Commission
Office of the Secretary

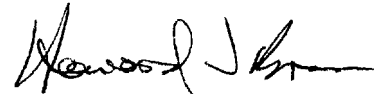
**Re: FM Table of Allotments
Eldon, Missouri**

Dear Ms. Searcy:

Enclosed herewith for filing, on behalf of our client, Lake Broadcasting, Inc., are an original and four (4) copies of its "PETITION FOR RULEMAKING OF LAKE BROADCASTING, INC."

Please direct all inquiries and communications concerning this matter to the undersigned.

Very truly yours,



Howard J. Braun

Enc.

cc: Andrew J. Rhodes, Chief (FCC - By Hand) (w/enc.)

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FEB 26 1992

Federal Communications Commission
Office of the Secretary

In the Matter of)
)
Amendment of Section 73.202(b),) RM-
Table of Allotments,)
FM Broadcast Stations)
(Eldon, Missouri))

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

PETITION FOR RULEMAKING OF LAKE BROADCASTING, INC.

LAKE BROADCASTING, INC. ("Lake"), licensee of Station KBMX(FM), Eldon, Missouri, by its attorneys and pursuant to §1.401 of the Commission's Rules, hereby requests that the Commission should institute a rulemaking proceeding to amend the Table of FM Allotments (§73.202(b) of the Commission's Rules) to substitute Channel 270C2 for Channel 270A at Eldon, Missouri, and to modify the license of Station KBMX(FM) to specify operation on that channel. In support hereof, Lake shows the following:

1. Lake has been operating Station KBMX as a Class A FM facility at Eldon, Missouri, since December 1988. Eldon is a growing incorporated city in Miller County with a 1990 U.S. Census population of 4419 persons, up from 3520 in 1970. The Commission has previously authorized Station KLOZ(FM), Eldon, to upgrade from Channel 224A to Channel 224C2, and Lake urges that the public interest would be served by permitting

Station KBMX to upgrade to Class C2, as well. Hence, the following change in the FM Table of Allotments is proposed:

City	Channel Number	
	Present	Proposed
Eldon, Missouri	224C2, 270A	224C2, 270C2

No other channel substitutions are necessary in order to achieve Lake's rulemaking objective.

2. The attached computer-generated FM spacing study shows that Channel 270C2 can be allotted at Eldon in accordance with the Commission's minimum distance separation requirements, using the reference point coordinates for Lake's present transmitter site -- 38-16-49 and 92-35-07.¹ Thus, if granted, the requested upgrade will not only maximize the efficient use of the Channel 270 frequency by allowing Lake to offer a wide area FM service, but the proposal can also be effectuated by Lake in an economically efficient and expeditious manner.

3. If the proposed upgrade is granted, Lake hereby indicates its intention to promptly file an FCC Form 301 modification application to implement it.

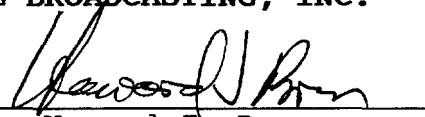
¹ In the FM spacing study, Lake's proposal appears to be 0.3 kilometers shortspaced to Station KXIY(FM), Cuba, Missouri. However, Lake is also the permittee of Station KXIY(FM), which has not yet been built. If this extremely slight shortspacing is not treated as de minimis under Kenter Broadcasting Co., 62 RR 2d 1573 (1986) (de minimis shortspacings include actual distances of up to 1.6 kilometers), aff'd per curiam, 816 F.2d 8 (D.C. Cir. 1987), Lake hereby undertakes, with appropriate Commission approval, to relocate KXIY(FM)'s authorized transmitter site or take any other necessary curative technical steps.

WHEREFORE, in view of the foregoing, Lake respectfully requests that the Commission should issue a Notice of Proposed Rulemaking in accordance with this Petition.

Respectfully submitted,

LAKE BROADCASTING, INC.

By



Howard J. Braun
Jerold L. Jacobs

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Its Attorneys

Dated: February 26, 1992

ALLOCATION OF CHANNEL 270 C-2

MAPFM search of channel 270C2 (101.9 MHz), at N. 38 16 49, W. 92 35 7.

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
Searching Channel 270C2 (101.9 MHz):									
ALC	Springfield	MO	267	C	V	124.4	105.0	194.3½	19.4
KTXR	Springfield	MO	267	C	A	124.4	105.0	194.3½	19.4
KTXR	Springfield	MO	268	C	L	124.4	105.0	194.3½	19.4
KARO	Columbia	MO	268	C2	C	62.1	58.0	24.0½	4.1
ALC	Columbia	MO	268	C2	U	79.5	58.0	27.3½	21.5
KARO	Columbia	MO	268	C2	D	79.5	58.0	27.3½	21.5
KARO	Columbia	MO	268	C1	A	86.7	79.0	9.7½	7.7
ALC	Union	MO	269	A	U	136.5	106.0	80.5½	30.5
ALC	Malta Bend	MO	269	C3	A	139.9	117.0	329.5½	22.9
KARO	Columbia	MO	269	A	L	79.7	106.0	19.9½	-26.3 *
KLPW	Union	MO	269	A	L	136.5	106.0	80.5½	30.5
KBMX	Eldon	MO	270	C1	A	27.2	224.0	150.7½	-196.8
ALC	Eldon	MO	270	A	U	0.0	166.0	0.0½	-166.0
KBMX	Eldon	MO	270	A	D	0.0	166.0	0.0½	-166.0
KBMX	Eldon	MO	270	A	L	0.0	166.0	0.0½	-166.0
ALC	Cuba	MO	271	A	D	106.3	106.0	103.0½	0.3
ALC	Brookline	MO	271	A	A	144.1	106.0	210.7½	38.1
ALC	Cuba	MO	271	A	U	106.3	106.0	103.0½	0.3
KYYS	Kansas City	MO	271	C	L	195.8	188.0	296.7½	7.8
ALC	Kansas City	MO	271	C	U	195.8	188.0	296.7½	7.8
KXIY	Cuba	MO	271	A	C	105.7	106.0	103.1½	-0.3
ALC	Northwe	MO	271	A	A	79.6	106.0	115.2½	-26.4 **
ALC	Columbia	MO	272	A	A	78.3	55.0	16.5½	23.3
KJPWFM	Waynesville	MO	272	A	D	63.8	55.0	143.4½	8.8
ALC	Columbia	MO	272	A	A	81.3	55.0	20.1½	26.3
ALC	Waynesville	MO	272	A	U	63.8	55.0	143.4½	8.8
ALC	Columbia	MO	272	A	A	79.7	55.0	19.9½	24.7
ALC	Columbia	MO	272	A	A	75.4	55.0	20.1½	20.4
KJPWFM	Waynesville	MO	272	A	L	63.8	55.0	143.4½	8.8

* Deleted- Now on Channel 268 C2, effective 2/25/92

** Dismissed 2/20/92 Docket 89-120 Report & Order

END